IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD
(SPECIAL ORIGINAL JURISDICTION)

FRIDAY THE SEVENTEENTH DAY OF OCTOBER TWO THOUSAND AND THREE

PRESENT

THE HONOURABLE MR. JUSTICE A. GOPAL REDDY

WRIT PETITION NO. 21910 OF 2003

BETWEEN:

1. Bhoompalli Sanjeeva Reddy
2. Kethi Reddy Bali Reddy Petitioners

AND

1. The Election Officer, (Formers Organisation, Minor Irrigation Systems), Singaraya Project, Kurella (V), Koheda (M), Karimnagar District.
2. The District Election Authority, Fimers Organisation, (Minor Irrigation) Karimnagar. Respondents

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of mandamus declaring the action of the respondents in preparing the Voters list of Singaraya Project of the Formers Organisation (Minor Irrigation) and conducting the elections basing on the same which will be held on 29-10-2003 for the Formers (Minor Irrigation) and conducting the elections basing on the same which will be held on 29-10-2003 for the Formers (Ayakutdars) of Singaraya Project, Kurella village, Koheda Mandal, Karimnagar District in pursuance of the Notification issued by the 2nd respondent, dt. 10-10-2003 as illegal and arbitrary.

For the Petitioner: Mr. Lingaoaj Chowdary, Advocate
For the Respondents: G.P. for Revenue.

THE COURT MADE THE FOLLOWING ORDER:

This writ petition is filed complaining illegalities in preparation of the voters' list of Singaraya Project of the Farmers Organisation (Minor Irrigation), and basing upon which elections are scheduled to be held on 29-10-2003 for the Farmers (Ayakutdars) of Singaraya Project, Kurella Village, Hoheda Mandal, Karimnagar District. It is stated that the voters' list was issued and the same was displayed for which the petitioners raised objection on 10-10-2003. Since no action is taken, they filed the present writ petition.

If any voter is aggrieved by preparation of voters' list, or correction of the same, the proper remedy is only to file an appeal under Rule 10 of the Rules issued in G.O.Ms.No.20, Irrigation and Command Area Development (CAD.IV), dated 20-2-2003. It is well settled that once the election process commences, the same cannot be thwarted in exercise of the powers under Article 226 of the Constitution of India (see(2001) 3 SCC 565). In view of the same, the present writ petition cannot be entertained.

Accordingly, the writ petition is dismissed. No order as to costs.

SD/-G. RAMAKRISHNAYYA

ASST REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. **Election Officer, (Formers Organisation, Minor Irrigation Systems), Singaraya Project, Kurella (V), Koheda (M), Karimnagar District.**
2. **The District Election Authority, Fimers Organisation, (Minor Irrigation) Karimnagar.**
3. **2CCs to G.P for Revenue, A.P. High Court Buildings Hyderabad.**
4. **Two CD copies.**

P.M.

Dated: 17-10-2003

ORDER

WP NO. 21910 OF 2003

Dismissing the W.P.
Without costs.